IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMIANL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.8034 OF 2005

Shri Vinayak Gurunath Malawade ...Applicant
Vs.
The State of Maharashtra ...Respondent

Ms S.G. Gajare for the Applicant.
Ms Rajeshree Gadhvi for the Respondent.

CORAM : A.S.OKA, J.

DATE : FEBRUARY 03, 2006.

P.C.:

1. This is the second Bail Application by the present accused. The change of circumstance as pleaded in the Application is that the father of the Applicant who is stated to be aged seventy years is suffering from pulmonary tuberculosis. The other ground which was orally canvassed on the last occasion was that the Applicant is himself sick and was required to be hospitalised.

2. I have heard the learned Advocate appearing for the Applicant and the learned A.P.P. for the State. The case papers of the Applicant are produced by the learned A.P.P. for my perusal. The case papers shows that on 27th January, 2006 the Applicant was required to be admitted to the hospital as he was suffering from loose motions. So far as the ground of illness of the father of the Applicant is concerned,

the medical paper shows that in October 2005 the father of the Applicant was admitted to hospital and was discharged on 24th October, 2005. The medical papers show that he has received treatment for pulmonary tuberculosis. However, that is no ground to grant bail to the Applicant in the second Bail Application. Therefore, there is no merit in the prayer made in this Application as of today.

3. Application is rejected. Liberty to the Applicant to apply to the concerned Sessions Court for expediting the trial.

JUDGE